

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JEROME BIRN,

Plaintiff,

v.

JAMES E. CAYNE, *et al.*,

Defendants.

No. 08 Civ. 0855 (RMB)

**NOTICE OF APPEARANCE**

Please take notice that the undersigned, of the law firm Paul, Weiss, Rifkind, Wharton & Garrison LLP, is hereby entering an appearance as counsel of record for defendants The Bear Stearns Companies Inc.

Dated: May 5, 2008  
New York, New York

PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP

By: /s/ Brad S. Karp  
Brad S. Karp

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New York, New York 10019-6064  
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Email: bkarp@paulweiss.com

*Attorneys for The Bear Stearns Companies Inc.*

AFFIDAVIT OF SERVICE BY FEDERAL EXPRESS

STATE OF NEW YORK     )  
                                      )     ss.:  
COUNTY OF NEW YORK    )

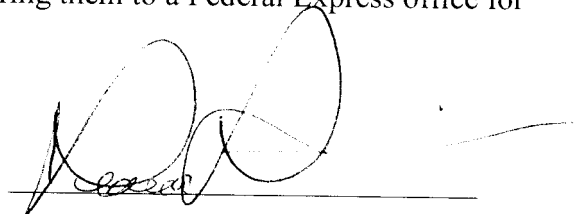
Leana Loncarevic, being duly sworn, deposes and says:

1. I am not a party to this action, am over 18 years of age and am employed by Paul, Weiss, Rifkind, Wharton & Garrison LLP, 1285 Avenue of the Americas, New York, New York 10019.
2. On May 5, 2008, I served true copies of the attached: NOTICE OF APPEARANCE and CORPORATE DISCLOSURE STATEMENT OF THE BEAR STEARNS COMPANIES INC. on the following:

Gregory Arthur Markel  
CADWALADER, WICKERSHAM & TAFT LLP  
One World Financial Center  
New York, NY 10281

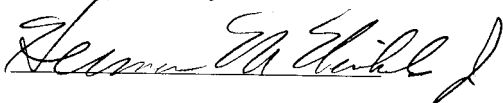
Randy Mastro  
GIBSON, DUNN & CRUTCHER LLP  
200 Park Avenue  
New York, NY 10166-0193

3. I made such service by placing true copies of the aforementioned documents in properly addressed prepaid wrappers and delivering them to a Federal Express office for Priority Overnight Delivery.



Leana Loncarevic

Sworn to before me this  
5<sup>th</sup> day of May, 2008



Notary Public

**HERMAN M. WINKLES JR.**  
**Notary Public, State of New York**  
**No. 01W15049365**  
**Qualified in New York County**